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11 Attorneys for Plaintiff/Defendant/Third Party
12 Plaintiff GLASFORMS, INC., a California
corporation

13 UNITED STATES DISTRICT COURT

14 NORTHERN DISTRICT OF CALIFORNIA

15 SAN JOSE DIVISION

16 DONG AH TIRE & RUBBER CO., LTD.,
a Korean Corporation,

17 Plaintiff,

18 v.

19 GLASFORMS, INC., a California
20 corporation,

21 Plaintiff/Defendant/
22 Third-Party Plaintiff.

23 v.

24 CTG INTERNATIONAL (NORTH
AMERICA) INC., an Indiana Corporation;
25 TAISHAN FIBERGLASS, INC., a
corporation organized under the laws of the
26 People's Republic of China,
Defendants/Third-Party Defendants.

CASE NO. C 06-03359 JF
(Consolidated With Case No. C 06-00213 JF)

**STIPULATION TO TOLL LITIGATION
ACTIVITY AND COURT-ORDERED
DEADLINES PENDING MEDIATION;
~~[PROPOSED]~~ ORDER THEREON**

1 This stipulation is entered into between Plaintiff/Defendant/Third-Party Plaintiff
 2 Glasforms, Inc. ("Glasforms"), Third-Party Defendant CTG International (North America) Inc.
 3 ("CTG"), and Third-Party Defendant Taishan Fiberglass, Inc. ("Taishan"), by and through their
 4 respective counsel of record.

5 RECITALS

6 WHEREAS, Glasforms, CTG, and Taishan (collectively the "Parties") have agreed to
 7 mediate the above-captioned matter before the Honorable Walter P. Capaccioli (Ret.) on
 8 December 12, 2008, in San Jose, California;

9 WHEREAS, to conserve the resources of the Parties and the Court, the parties have
 10 agreed to toll all litigation activity and deadlines pending the mediation;

11 NOW THEREFORE, IT IS HEREBY AGREED AND STIPULATED, by and between
 12 Glasforms, CTG, and Taishan, through their respective counsel of record, and subject to Court
 13 approval, that:

14 (A) all litigation activity and deadlines shall be tolled effective October 31, 2008, pending
 15 the December 12, 2008 mediation; and

16 (B) CTG and Taishan object to the Magistrate Judge's October 29, 2008 Order Denying
 17 Third-Party Defendants' Motions to Compel, And for Sanctions. The parties agree that tolling
 18 further litigation activity and deadlines in this case should not in any way prejudice CTG and
 19 Taishan's right to assign as error any defects in the Order or to move for reconsideration of that
 20 Order pursuant to Local Rule 7-9. Accordingly, the parties respectfully and specifically request
 21 that the time within which CTG and Taishan may serve and file their written objections to the
 22 Order pursuant to Fed. R. Civ. P. 72(a) and/or their motion for reconsideration pursuant to Local
 23 Rule 7-9 be extended to and including December 19, 2008.

24 IT IS RESPECTFULLY REQUESTED that the Court schedule a status conference on or
 25 before December 19, 2008, at which time, failing settlement, all affected deadlines shall be
 26 rescheduled as expeditiously as reasonably possible.

27 IT IS SO STIPULATED:
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1 Dated: November 4, 2008

HOPKINS & CARLEY
A Law Corporation

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3 By: /s/ Noelle R. Dunn
4 Robert A. Christopher
5 Eugene Ashley
6 Noelle R. Dunn
Attorneys for Plaintiff/Defendant/Third-
Party Plaintiff GLASFORMS, INC.

7 Dated: November 4, 2008

CAMPBELL, WARBURTON,
FITZSIMMONS, SMITH, MENDELL &
PASTORE

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9
10 By: /s/ Lisa Jeong Cummins
11 J. Michael Fitzsimmons
12 Lisa Jeong Cummins
Attorneys for Third Party Defendant
CTG INTERNATIONAL (NORTH
AMERICA) INC.

13 Dated: November 4, 2008

BURROW & SHIMANE

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16 By: /s/ Lance Burrow
17 Lance Burrow
Attorneys for Third-Party Defendants
TAISHAN FIBERGLASS, INC. and CTG
INTERNATIONAL (NORTH AMERICA)
INC.

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21 IT IS ORDERED that:


22 (A) All litigation activity and deadlines are tolled effective October 31, 2008, pending
23 the December 12, 2008 mediation; and

24 (B) CTG and Taishan are hereby granted an enlargement of time, to and including
25 December 19, 2008, within which to file and serve any written objections to, and/or motion for
26 reconsideration of, the Magistrate Judge's October 29, 2008 Order Denying Third-Party
27 Defendants' Motions to Compel, And for Sanctions. This enlargement of time is without
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1 prejudice to CTG and Taishan's rights to assign as error any defects in that Order or rights to
2 move for reconsideration of that Order.

3 (C) The parties shall appear for a status conference on December 19, 2008, at 10:30
4 a.m. in Department 3 of the above-entitled Court.

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6 Dated: 11/5, 2008

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8 HONORABLE JEREMY FOGEL
9 Judge, United States District Court
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1 PURSUANT TO GENERAL ORDER NO. 45,

2 I, Noelle R. Dunn, the ECF User transmitting and filing this Stipulation to Toll Litigation
3 Activity and Deadlines Pending Mediation and [Proposed] Order Thereon, attest that I have
4 obtained the concurrence of Lance Burrow and Lisa Cummins on this filing.

5 I declare the foregoing under the penalty of perjury.

6
7 Dated: November 4, 2008

HOPKINS & CARLEY
A Law Corporation

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9 By: /s/
10 Noelle R. Dunn
11 Attorneys for Plaintiff/
12 Defendant/Third-Party Plaintiff,
13 GLASFORMS, INC.
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